As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## "A METHOD OF CONTROLLING A COOKING PROCESS AND A COOKING PROCESS SENSOR FOR USE WITH THE METHOD"

Case No. <u><b>P-00</b></u>	,1757	, the specificatio	n of which		
(check one)	<u>X</u>	is attached hereto. was filed on Application Serial No and was amended on (if applicable)	·	·	
		ave reviewed and understaned by any amendment referr		the above identified spec	cification,
		ty to disclose to the United ity of this application in acc			
our invention the in the United State been patented or country foreign to more than twelve invention has been been to the country for the coun	reof or more to tes of Americ made the sub to the United Standards prior filed in any	reof, or patented or describe than one year prior to this a a more than one year prior to ject of an inventor's certifical States of America on an app to this application, and that of country foreign to the Unit igns, except as identified be	oplication, that the oplication of this application ate issued before lication filed by the opposition of the opposition of the States of America of the opposition of the opp	e same was not in public , and I believe that the in the date of this application ne or my legal representa or patent or inventor's cer	use or on sale ivention has not on in any atives or assigns rtificate on this
application(s) for		n priority benefits under Title entor's certificate listed belo		es Code, 119 of any fore	eign
Number		Country		Date	
199 45	021.8-34	Fed. Rep. of	Germany	September 20, 199	99
that of the above		any foreign application for tion on which priority is cla		r's certificate having a fi	ling date before
Number		intry Date	2		

<sup>(</sup>b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

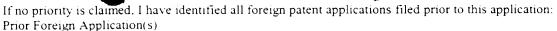
<sup>(1)</sup> It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or

<sup>(2)</sup> It refutes, or is inconsistent with, a position the applicant takes in

<sup>(</sup>i) Opposing an argument of unpatentability relied on by the Office, or

<sup>(</sup>ii) Asserting an argument of patentability

A prima facte case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.



Number

Country

Date

And I hereby appoint Messrs. John D. Simpson (Registration No. 19.842), Steven H. Noll (28,982), Brett A. Valiquet (27,841), James D. Hobart (24,149), Melvin A. Robinson (31,870) and Mark Bergner (45,877), all members of the Firm Schiff Hardin & Waite, my attorneys, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and direct that all correspondence be forwarded to:

SCHIFF HARDIN & WAITE
Patent Department
6600 Sears Tower
Chicago, Illinois 60606-6473
Telephone: (312) 258-5500

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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